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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

Marek Z. Kubin and Raymond G.
Goodwin

Docket No.: 1010-US

Serial No: 09/667,859

Group Art Unit: 1644

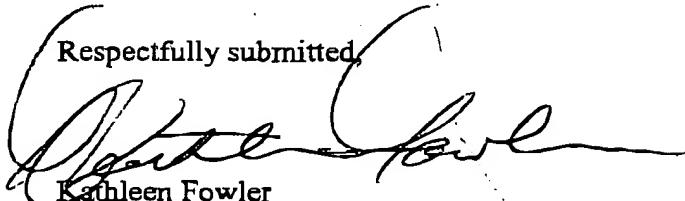
Filed: September 20, 2000

Examiner: G.R. Ewoldt

For: NK CELL ACTIVATION INDUCING LIGAND (NAIL) DNA AND
POLYPEPTIDES, AND USE THEREOFAssistant Commissioner for Patents
Washington, D.C. 20231**RESPONSE TO RESTRICTION REQUIREMENT**

In response to the restriction requirement imposed in the Office Action mailed December 7, 2001 (Paper No. 4) in the above-captioned application, Applicants hereby elect the claims of Group III. This group is drawn to nucleic acids, fragments, vectors, host cells, and methods for producing a recombinant polypeptide, and encompasses claims 48-50, 54-57 and 59. The election is made **without traverse** with respect to this group only. Applicants reserve the right to traverse the restriction of unelected subject matter (Groups I, II, and IV through XI).

Respectfully submitted,


Kathleen Fowler

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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted by facsimile to the Assistant Commissioner for Patents, Washington, D.C. 20231, on the date indicated below.

Date:

January 7, 2002 Signed: Kathleen I. Prindle
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U.S. Patent and Trademark Office

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Our Ref.: 1010-US

Date: January 07, 2002

MESSAGE:

Re: U.S. Patent Application No. 09/667,859
Filed: September 20, 2000

Attachment:
Response to Restriction Requirement

Please deliver to Examiner G.R. Ewoldt

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